

PATENT
ATTORNEY DOCKET NO.: 045636-5044

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Laurence DUBREIL *et al.*

Appln. No.: 09/831,497

Filed: August 8, 2001

FOR: USE OF PUROINDOLINE FOR
PREPARING BISCUITS

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)
)
) Group Art Unit: 1761
)
) Examiner: Lien Tran
)
)
)

Commissioner for Patents
U.S. Patent and Trademark Office
Crystal Plaza Three, 8th Floor, Receptionist
2021 South Clark Place
Arlington, VA 22202

HAND CARRY

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment.

2. Additional papers enclosed:

- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, ___ references included
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Drawings: ☐ Formal ☐ Informal (Correction)

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Small Entity Fee</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	410.00	205.00
<input type="checkbox"/> three months	930.00	465.00
<input type="checkbox"/> four months	1,450.00	725.00
<input type="checkbox"/> five months	1,970.00	985.00

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension of time fee due with this request: \$0.00

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Director is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	18	minus	20	0	x \$18.00 each=	\$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	2	minus	5	0	x \$84 each=	\$ 0.00
<input type="checkbox"/> First presentation of Multiple dependent claim(s)					\$280.00	\$ 0.00
SUB-TOTAL =						\$ 0.00
Reduction by ½ for filing by a small entity						\$ 0.00
TOTAL FEE =						\$ 0.00

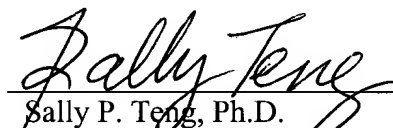
6. Fee Payment

- ☒ No fee is to be paid at this time.
- ☒ The Director is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully Submitted,
Morgan Lewis & Bockius LLP

Date: May 30, 2003
Morgan Lewis & Bockius LLP
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Laurence DUBREIL *et al.*)
Application No. 09/831,497) Art Unit: 1761
Filed: August 8, 2001) Examiner: Lien Tran
For: Use of Puroindoline for Preparing)
Biscuits)

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AMENDMENT

Please amend the claims as follows:

In the Claims:

Please cancel claims 15, 16, 21-30 without prejudice to the subject matter claimed therein.

Please add the following new claims.

35. (New) A method of making biscuits from a dough comprising flour and additional ingredients providing proteins, carbohydrates, and lipids, wherein the improvement comprises admixing the dough with at least one puroindoline;
and wherein the at least one puroindoline is added in an amount effective for increasing the firmness of the biscuits resulting from baking the dough.